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## THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Jose A. Capote et al.

Appln. No.: 10/673,078

Filed: September 27, 2003

For: Method and Apparatus for  
Treating Liquid Waste

Attorney Docket No: 11855/4

Examiner: To Be Assigned

Art Unit: 1724

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

In accordance with the duty of disclosure under 37 C.F.R. § 1.56 and §§ 1.97-1.98, and more particularly in accordance with 37 C.F.R. § 1.97(b), Applicants hereby cite the following reference(s):

No./Description	Date of Reference	Patentee/Applicant/ Assignee/Country
US 2004/0159366A1	August 2004	Tsangaris et al
Scope of Supply, Terms and Conditions, and Notice to Proceed regarding NCKU PTDR System	September 2002	N/A

Applicants are enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. § 1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R. § 1.98(a)(3). Applicants respectfully request the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

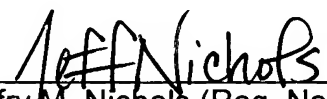
Reference C2 listed on Form PTO-1449 describes a waste treatment system that was quoted in Taiwan in September 2002. Because the system was quoted in Taiwan, Applicants do not believe that it was the subject of a quotation "in this country" under 35 U.S.C. § 102, but are submitting it in an abundance of caution.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. § 1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitute "prior art" or are otherwise "material to patentability," as that phrase is defined in 37 C.F.R. § 1.56(a).

Applicants have calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

November 8, 2004  
Date

  
\_\_\_\_\_  
Jeffrey M. Nichols (Reg. No. 46,958)



FORM PTO-1449	SERIAL NO. 10/673,078	CASE NO. 11855/4
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE September 27, 2003	GROUP ART UNIT 1724
(use several sheets if necessary)		APPLICANT(S): Jose A. Capote et al.

## REFERENCE DESIGNATION

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	C1	US 2004/0159366A1	August 2004	Tsangaris et al.		

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
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EXAMINER  
INITIAL

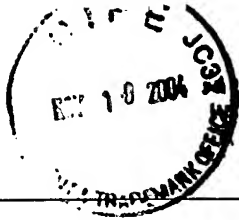
## OTHER ART – NON PATENT LITERATURE DOCUMENTS

(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.

	C2	Scope of Supply, Terms and Conditions, and Notice to Proceed regarding NCKU PTDR System, September 2002				
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EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



## CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: November 8, 2004 Name: Jeffrey M. NicholsSignature: Jeff Nichols

BRINKS  
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& LIONE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Jose A. Capote et al.  
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For: Method and Apparatus for Treating Liquid Waste  
Attorney Docket No: 11855/4

Examiner: To Be Assigned  
Art Unit: 1724

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL

Sir:

## Attached is/are:

- ☒ Information Disclosure Statement (in dup.); Form PTO-1449; copy of 1 cited reference  
☒ Return Receipt Postcard

## Fee calculation:

- ☒ No additional fee is required.  
☒ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 44=			x \$88=	
First Presentation of Multiple Dep. Claim					+ \$150=			+ \$300=	
					Total	\$		Total	\$

## Fee payment:

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Jeff Nichols  
Jeffrey M. Nichols (Reg. No. 46,958)

November 8, 2004  
Date